

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**
8
9
10

11 ANTHONY WILLIAMS,
12 Plaintiff,
13 v.
14 LAS VEGAS METROPOLITAN POLICE
15 Defendants.
16

2:12-cv-1330-LDG-GWF

ORDER

17 On August 1, 2012, the magistrate judge issued a report recommending that plaintiff's
18 application to proceed in forma pauperis be denied (#2). Instead of complying with the magistrate
19 judge's directive to file objections within fourteen days, plaintiff appealed the report and
20 recommendation to the Ninth Circuit (#3), which dismissed the appeal for lack of jurisdiction on
21 September 6, 2012 (#9). In the meantime, on August 28, 2012, plaintiff filed his untimely
22 objections without providing cause for his delay (#6).

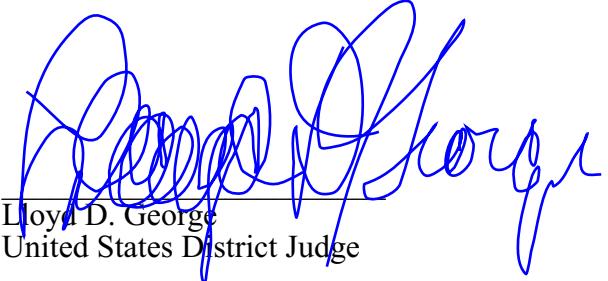
23 The court finds that plaintiff has not complied with the noticed requirement to file his
24 objections to the report and recommendation within fourteen days. In the absence of timely filed
25 objections to the report and recommendation, the court need not review de novo any factual
26 determination made by the magistrate judge. See 28 U.S.C. § 636(b)(1)(c). The court also finds

1 that, even if plaintiff's late-filed objections were considered, plaintiff does not dispute the findings
2 of the magistrate judge, but improperly asserts new circumstances in his objections which were
3 not before the magistrate judge. Accordingly, the magistrate judge's conclusions based on the
4 application record were sound.

5 THE COURT HEREBY ORDERS that the magistrate judge's report and recommendation
6 (#2) is ADOPTED, and that plaintiff's application to proceed in forma pauperis (#1) is DENIED
7 without prejudice.

8
9 Dated this 2 day of October, 2012.

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26



Lloyd D. George
United States District Judge